

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

C. H.,

Plaintiff,

v.

THE CAPE HENLOPEN SCHOOL
DISTRICT, et al.,

Defendants.

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: C. A. No. 07-cv-00193-MPT

ORDER

The matter being before the Court on Plaintiffs' Motion for Summary Judgment, and in consideration of the Memorandum of Points and Authorities in Support thereof, and all responsive pleadings, it is this ____ day of _____, 200_, hereby:

ORDERED that the Hearing Decision and Order issued January 6, 2007, In the Matter of CH, DE DP 07-06, is hereby overturned; it is further

ORDERED that a finding be entered that the District denied FAPE to C.H. for the 2006-2007 school year, and that the Gow School offered an appropriate educational program to C.H.; it is further

ORDERED that Plaintiffs' requested relief, in the form of reimbursement and full payment of tuition to the Gow School for the 2006-2007 and 2007-2008 school years and repayment of room, board and all other expenses related to C.H.'s enrollment at the Gow School, is granted; and it is further

ORDERED that the Defendants reimburse Plaintiff for attorneys' fees and all other costs related to this litigation.

SO ORDERED.

The Honorable MARY PAT THYNGE
United States Magistrate Judge